

DT03 Rec'd PTO 2.2 FEB 2005

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

| | |
|----------------------|--------------------|
| Application Number | 10/508,819 |
| Filing Date | September 22, 2004 |
| First Named Inventor | Wolfgang Erbkamm |
| Art Unit | (Not Yet Assigned) |
| Examiner Name | (Not Yet Assigned) |

| | |
|------------------------|------------------------------|
| Attorney Docket Number | A36381 PCT USA - 066340.0211 |
|------------------------|------------------------------|

ENCLOSURES (Check all that apply)

| | | |
|--|--|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Copy of Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US); Declaration and Power of |
|--|--|---|

| |
|--|
| Remarks |
| Attorney forms; Return Receipt Postcard. |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|------------------|--------------|--------|
| Firm Name | Baker Botts LLP | Customer No. | 21003 |
| Signature | | | |
| Printed name | Paul D. Ackerman | | |
| Date | 02/17/2005 | Reg. No. | 39,891 |

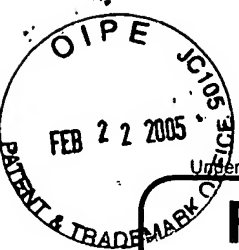
CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

| | | | |
|-----------------------|------------------|------|------------|
| Signature | | | |
| Typed or printed name | Paul D. Ackerman | Date | 02/17/2005 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



REG PCT/PTO 22 FEB 2004

10/508819

PTO/SB/17 (10-04)

Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 130.00

Complete if Known

| | |
|----------------------|------------------------------|
| Application Number | 10/508,819 |
| Filing Date | September 22, 2004 |
| First Named Inventor | Wolfgang Erbkamm |
| Examiner Name | (Not Yet Assigned) |
| Art Unit | (Not Yet Assigned) |
| Attorney Docket No. | A36381 PCT USA - 066340.0211 |

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit
Account
Number
Deposit
Account
Name

02-4377

Baker Botts L.L.P.

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity Fee Code | Small Entity Fee Code | Fee Description | Fee Paid |
|--------------------------|--------------------------|------------------------|----------|
| 1001 | 2001 | Utility filing fee | |
| 1002 | 2002 | Design filing fee | |
| 1003 | 2003 | Plant filing fee | |
| 1004 | 2004 | Reissue filing fee | |
| 1005 | 2005 | Provisional filing fee | |
| SUBTOTAL (1) | | | (\$ 0 |

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| Total Claims | -20 = | X | =0 |
| Independent Claims | -3 = | X | =0 |
| Multiple Dependent | | X | =0 |

| Large Entity Fee Code | Small Entity Fee Code | Fee Description |
|--------------------------|--------------------------|--|
| 1202 | 2202 | Claims in excess of 20 |
| 1201 | 2201 | Independent claims in excess of 3 |
| 1203 | 2203 | Multiple dependent claim, if not paid |
| 1204 | 2204 | ** Reissue independent claims over original patent |
| 1205 | 2205 | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) (\$ 0.00

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity

Small Entity

| Fee Code | Fee Code | Fee Description | Fee Paid |
|----------|----------|--|----------|
| 1051 | 2051 | Surcharge - late filing fee or oath | 130 |
| 1052 | 2052 | Surcharge - late provisional filing fee or cover sheet | |
| 1053 | 2053 | Non-English specification | |
| 1812 | 2812 | For filing a request for ex parte reexamination | |
| 1804 | 2804 | Requesting publication of SIR prior to Examiner action | |
| 1805 | 2805 | Requesting publication of SIR after Examiner action | |
| 1251 | 2251 | Extension for reply within first month | |
| 1252 | 2252 | Extension for reply within second month | |
| 1253 | 2253 | Extension for reply within third month | |
| 1254 | 2254 | Extension for reply within fourth month | |
| 1255 | 2255 | Extension for reply within fifth month | |
| 1401 | 2401 | Notice of Appeal | |
| 1402 | 2402 | Filing a brief in support of an appeal | |
| 1403 | 2403 | Request for oral hearing | |
| 1451 | 2451 | Petition to institute a public use proceeding | |
| 1452 | 2452 | Petition to revive - unavoidable | |
| 1453 | 2453 | Petition to revive - unintentional | |
| 1501 | 2501 | Utility issue fee (or reissue) | |
| 1502 | 2502 | Design issue fee | |
| 1503 | 2503 | Plant issue fee | |
| 1460 | 2460 | Petitions to the Commissioner | |
| 1807 | 2807 | Processing fee under 37 CFR 1.17(q) | |
| 1806 | 2806 | Submission of Information Disclosure Stmt | |
| 8021 | 28021 | Recording each patent assignment per property (times number of properties) | |
| 1809 | 2809 | Filing a submission after final rejection (37 CFR 1.129(a)) | |
| 1810 | 2810 | For each additional invention to be examined (37 CFR 1.129(b)) | |
| 1801 | 2801 | Request for Continued Examination (RCE) | |
| 1802 | 2802 | Request for expedited examination of a design application | |

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 130.00

SUBMITTED BY

(Complete if applicable)

| | | | | | |
|-------------------|------------------|--------------------------------------|------------|-----------|--------------|
| Name (Print/Type) | Paul D. Ackerman | Registration No. (Attorney/Agent) | 39,891 | Telephone | 212 408-2585 |
| Signature | | Date | 02/17/2005 | | |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.

SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

BAKER BOTTS LLP

Attorney Docket Number: A36381 PCT USA - 066340.0211

Title: TUBE MAGNETRON

Use Space Below for Additional Information:



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

| | | |
|---|---|-----------------------------------|
| U.S. APPLICATION NUMBER NO. 10/508,819 | FIRST NAMED APPLICANT Wolfgang Erbkamm | ATTY. DOCKET NO. 36381 PCT USA |
|---|---|-----------------------------------|

| |
|---|
| INTERNATIONAL APPLICATION NO. PCT/DE03/00962 |
|---|

| | |
|--------------------------------|-----------------------------|
| I.A. FILING DATE 03/24/2003 | PRIORITY DATE 03/22/2002 |
|--------------------------------|-----------------------------|

Manu J Tejwani
Baker Botts
30 Rockefeller Plaza
New York, NY 10112

CONFIRMATION NO. 6210
371 FORMALITIES LETTER



OC000000015037527

Date Mailed: 01/28/2005

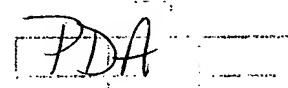
NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/22/2004
- Copy of the International Search Report filed on 09/22/2004
- Copy of IPE Report filed on 09/22/2004
- Information Disclosure Statements filed on 09/22/2004
- U.S. Basic National Fees filed on 09/22/2004
- Substitute Specification filed on 09/22/2004
- Priority Documents filed on 09/22/2004

BAKER BOTTS L.L.P.

05 FEB -3 PM 2:14



The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

3 28
8 28.05 ml

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

COPY TO

PDA.MJT 2/10/05

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 305-3656

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/508,819 | PCT/DE03/00962 | 36381 PCT USA |

FORM PCT/DO/EO/905 (371 Formalities Notice)